



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: MARKUS KILIAN
SERIAL NO.: 10/550,695

FILED: Dec. 22, 2006

FOR: Method for approximating a measuring
time and corresponding apparatus

CONFIRMATION 4321

GROUP ART UNIT: 2857

EXAMINER: H. D. Wachsman

ATTY. REFERENCE: KILI3002/FJD

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

COMMISSIONER OF PATENTS

P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated: **Dec. 8, 2008** of the Primary Examiner finally rejecting claims: **8, 9, 11 and 14**

The Appeal Fee is:

enclosed \$540. \$270.
 not required (fee paid in prior appeal in this application).
 requested to be charged to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.

 Small Entity Status is claimed.

 The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under 37 CFR 1.16 and 37 CFR 1.17 or credit any overpayment to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.

23364
Customer Number
Phone: (703) 683-0500

DATE: Jan. 15, 2009

Respectfully submitted,

Felix J. D'Ambrosio

Attorney for Applicant

Registration Number: 25,721

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